



**Court of Magistrates (Malta)  
As a Court of Criminal Judicature**

**Magistrate Dr. Doreen Clarke LL.D.**

**Today, the 14th of November, 2019**

**The Police  
(Inspector Anthony Scerri)**

**vs**

**Ralph Harry Anthony**

The Court

Having seen the charges against the said Ralph Harry Anthony, , holder of GBR Passport Number 536575573.

Charged with having in these islands on the 16th of August, 2019 and on the previous days:-

1. Had in his possession the psychotropic and restricted drug (Ketamine) without a special authorisation in writing by the superintendent of Public Health, in breach of the provisions of the Medical and Kindred Professions Ordinance, Chapter 31 of the Laws of Malta and the Drugs (Control) Regulations, Legal Notice 22 of 1985 as amended, which drug was found under circumstances denoting that it was not intended for his personal use
2. Committed these offences in, or within 100 metres of the perimeter of, a school, youth club or centre, or such other place where young people

habitually meet in breach of Article 120A (2) (b) (ii) of the Medical and Kindred Profession Ordinance, Chapter 31 of the Laws of Malta.

The Court was requested to apply Section 533 (1) of Chapter 9 of the Laws of Malta, as regards to the expenses incurred by the Court appointed experts.

Having seen the Order of the Attorney General issued in virtue of section 120A of the Medical and Kindred Professions Ordinance (Chapter 31 of the Laws of Malta), for this case to be heard summarily by this Court as a Court of Criminal Judicature,

Having seen that during the sitting held today the defendant admitted the charges brought against him and that he confirmed this admission of guilt even after having been given time to reconsider his plea.

Having heard the evidence and submissions of the parties.

Having seen the acts of the proceedings.

Having considered

That the defendant admitted the charges brought against him; these are consequently sufficiently proven.

With regards the penalty to be meted out the Court Court took into consideration on the one hand the nature of the offences of which the defendant is being found guilty, and on the other hand his clean conviction sheet. The Court also took in consideration the amount of the drugs found, as well as the declaration made by the prosecuting officer that the defendant may benefit from section 29 of Chapter 101 of the Laws of Malta.

Whereforer the Court after having seen sections 40A, 120A(1)(2)(b)(i), the proviso to section 120A(2), and Schedule III of Chapter 31 of the Laws of Malta and Regulations 3 u 5 of Legal Notice 22 of the year 1985, and after having also seen section 120A(2B) of Chapter 31 of the Laws of Malta and

section 29 of Chapter 101 of the Laws of Malta, on his admission finds defendant guilty of the charges brought against him and condemns him to **imprisonment for a period of one year and a fine of six hundred Euro (€600)**. Furthermore and by application of section 533 of Chapter 9 of the Laws of Malta the Court is also ordering the defendant **to pay the Registrar of this Court the sum of one thousand fifty three Euros and eighty five cents (€1.053,85)** which sum represents expenses incurred in the appointment of experts.

The Court is also ordering that, following a declaration made by the prosecuting officer that Doc AS7 is not required as evidence in any other proceedings, the substance and other objects thus exhibited, are destroyed at the charge of the Registrar of this Court, who is to draw up a *proces verbal* documenting the destruction procedure. The said process verbal shall be inserted in the records of these proceedings not later than fifteen days from the said destruction.

**DR. DOREEN CLARKE**  
**MAGISTRAT**